THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION No.22187 OF 2006

Between:

Smt. Thummuru Suguna, W/o Thummuruveera Venkayya, R/o Manava Village, Ponnur Mandal, Guntur District.

...

Petitioner

AND

1.The Station House Officer, Jeedimetla Police Station, Rangareddy District and five others.

....Respondents

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ORAL ORDER: **(per the Hon'ble Sri Justice D.S.R. VARMA)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a "Petition" dated 22.9.2006, sent by one Smt.Thummuru Suguna, W/o. Thummuru Veera Venkayya, R/o. Manava Village, Ponnur Mandal, Guntur District, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that one Chalamcharla Srinu has taken away her son by name Thummuru Maheswara Rao, aged 3 years, and given to his friend by name Ravi and threatened that he would give her son if she gets Rs.5,000/-; that on 21.06.2006, when the matter was complained, a case in Crime No.481 of 2005 was registered by the Police, Jeedimetla Police Station, for the offence punishable under Section 368 I.P.C., that since her son was not apprehended so far, she seeks a direction to the Police, Jeedimetla Police Station, to enquire the said Ravi and to hand over her son.

3. On notice being issued, by this Court, the Inspector of Police, Jeedimetla Police Station, Cyberabad, filed a counter affidavit stating, *inter alia*, that upon a similar complaint made by the husband of the petitioner by name Thimmuru Venkaiah, the matter was taken up as Writ Petition No.24985 of 2005 and subsequently a case in Crime No.28 of 2005 was registered on 24.6.2005 for the offences punishable under Sections 368 and 201 of I.P.C., and the accused Mr. Challamcherla Sreenu was arrested on 12.7.2005 and was tried and convicted eventually under Sections 368 and 201 I.P.C.

4. Since the similar complaint made by the husband of the petitioner had been taken up as Writ Petition No.24985 of 2005 and dismissed, on the ground that subsequent to the registering of the

said writ petition, a case in Crime No.48 of 2005 was registered by the concerned police for the offences punishable under Sections 368 and 201 I.P.C., and the accused was arrested by the police, tried by the concerned Court and eventually convicted under Sections 368 and 201 I.P.C., nothing remains for adjudication in this Writ Petition.

4. Having regard to the facts and circumstances of the case, and in view of the revelations in the counter-affidavit, the present Writ Petition is liable to be closed.

5. Accordingly, the Writ Petition is closed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.VARMA, J

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P. SWAROOP REDDY, J

Dated: 20.11.2006

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